

1 CANDICE L. FIELDS  
2 CANDICE FIELDS LAW, PC  
3 400 Capitol Mall, Suite 1620  
Sacramento, CA 95814  
Telephone: (916) 414-8050  
Facsimile: (916) 790-9450  
4

5 Attorneys for Defendant  
Nicholas Gray  
6

7 IN THE UNITED STATES DISTRICT COURT  
8  
9 EASTERN DISTRICT OF CALIFORNIA

10 UNITED STATES OF AMERICA,  
11 Plaintiff,  
12 v.  
13 NICHOLAS GRAY,  
14 Defendant.

CASE NO. 2:22-CR-83-TLN

STIPULATION REGARDING EXCLUDABLE  
TIME PERIODS UNDER SPEEDY TRIAL ACT;  
ORDER

DATE: February 23, 2023  
TIME: 9:30 a.m.  
COURT: Hon. Troy L. Nunley

15  
16 STIPULATION

17 Plaintiff United States of America, by and through its counsel of record Emily G. Sauvageau,  
18 and defendant, by and through defendant's counsel of record Candice L. Fields, hereby stipulate as  
19 follows:

20 1. By previous order, this matter was set for status on February 23, 2023.  
21 2. By this stipulation, defendant now moves to continue the status conference until May 18,  
22 2023, at 9:30 a.m., and to exclude time between February 23, 2023, and May 18, 2023, under Local  
23 Code T4.  
24 3. The parties agree and stipulate, and request that the Court find the following:  
25 a) The government has represented that the discovery associated with this case  
includes investigative reports, photos, videos, and search warrant affidavits. All of this discovery  
26 27 has been either produced directly to counsel and/or made available for inspection and copying.  
28 b) Counsel for defendant desires additional time to consult with her client, review

1 discovery, conduct any necessary investigation, and prepare for trial.

2 c) Counsel for defendant believes that failure to grant the above-requested  
3 continuance would deny her the reasonable time necessary for effective preparation, taking into  
4 account the exercise of due diligence.

5 d) The government does not object to the continuance.

6 e) Based on the above-stated findings, the ends of justice served by continuing the  
7 case as requested outweigh the interest of the public and the defendant in a trial within the  
8 original date prescribed by the Speedy Trial Act.

9 f) For the purpose of computing time under the Speedy Trial Act, 18 U.S.C. § 3161,  
10 et seq., within which trial must commence, the time period of February 23, 2023 to May 18,  
11 2023, inclusive, is deemed excludable pursuant to 18 U.S.C. § 3161(h)(7)(A), B(iv) [Local Code  
12 T4] because it results from a continuance granted by the Court at defendant's request on the basis  
13 of the Court's finding that the ends of justice served by taking such action outweigh the best  
14 interest of the public and the defendant in a speedy trial.

15 4. Nothing in this stipulation and order shall preclude a finding that other provisions of the  
16 Speedy Trial Act dictate that additional time periods are excludable from the period within which a trial  
17 must commence.

18 IT IS SO STIPULATED.

19  
20 Dated: February 21, 2023

PHILLIP A. TALBERT  
United States Attorney

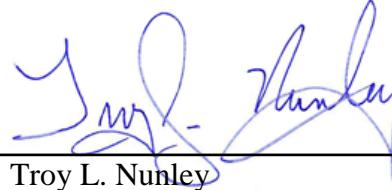
21  
22 /s/ Emily G. Sauvageau  
Emily G. Sauvageau  
Assistant United States Attorney

23  
24 Dated: February 21, 2023

/s/ Candice L. Fields  
Candice L. Fields  
Counsel for Defendant  
Nicholas Gray

1  
2                   **ORDER**  
3

4  
5                   IT IS SO FOUND AND ORDERED this 21<sup>st</sup> day of February, 2023.  
6  
7

8  
9  
10                    
11                  

---

  
12                  Troy L. Nunley  
13                  United States District Judge  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28